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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII

ROBERT SHEREZ,

Plaintiff,

vs.

STATE OF HAWAII, DEPARTMENT
OF EDUCATION; PATRICIA
HAMAMOTO, Superintendent of
Hawai'i Schools; MEREDITH
MAEDA, Principal, Castle High
School; SARA GRONNER or
GRONNA, Vice Principal of Castle
High School,

Defendants.

Civil No. 04-00390 JMS/KSC

DEFENDANTS' MOTION IN LIMINE
FOR ORDER PROHIBITING
PLAINTIFF FROM RENDERING
LEGAL CONCLUSIONS;
MEMORANDUM IN SUPPORT OF
MOTION; CERTIFICATE OF
SERVICE

Trial: March 28, 2007

Judge: The Honorable
J. MICHAEL SEABRIGHT

**DEFENDANTS' MOTION IN LIMINE FOR ORDER
PROHIBITING PLAINTIFF FROM RENDERING LEGAL CONCLUSIONS**

COMES NOW, Defendants STATE OF HAWAI'I, DEPARTMENT OF EDUCATION, and in their official capacities, PATRICIA HAMAMOTO, MEREDITH MAEDA AND SARAH GRONNA, and in their individual capacities, MEREDITH MAEDA AND SARAH GRONNA (referred to collectively as "Defendants"), by and through their attorneys, Mark J. Bennett, Attorney General, and James E. Halvorson and Nelson Y. Nabeta, Deputy Attorneys General, hereby moves this Court for an order prohibiting Plaintiff from rendering legal conclusions in this case.

This motion is made pursuant to the Court's Second Amended Rule 16 Scheduling Order filed on February 22, 2007, Rule 7 of the Federal Rules of Civil Procedure, and Rules 7.1 and 16.9 of the Local Rules of Practice for the United States District Court for the District of Hawai'i, and is based upon the accompanying supportive memorandum and the records and files herein.

DATED: Honolulu, Hawaii, March 7, 2007.

/s/ NELSON Y. NABETA
NELSON Y. NABETA
Deputy Attorney General

Attorney for Defendants